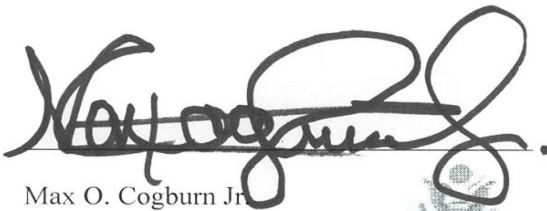


within the time allowed is one of legal neglect as it was based on a misreading of Rule 15 and that it is excusable as such improvidently-filed pleading indicates to the court that plaintiff's counsel has been diligent in the prosecution of this case as it was filed within the time allowed for a response. The deadline for a response will be reopened and enlarged until May 22, 2015.

ORDER

IT IS, THEREFORE, ORDERED that plaintiff having shown cause, the Second Amended Complaint (#23) is STRICKEN as improvidently filed, plaintiff's request to file a Second Amended Complaint is DENIED without prejudice, and the time for plaintiff to file a Response to defendant's Motion to Dismiss (#20) is reopened and enlarged up to and inclusive of May 22, 2015.

Signed: May 12, 2015

A handwritten signature in black ink, appearing to read "Max O. Cogburn Jr.", written over a horizontal line.

Max O. Cogburn Jr.
United States District Judge

